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Attorneys for the Defendants

**UNITED STATES DISTRICT COURT
DISTRICT OF COURT OF NEW JERSEY
NEWARK DIVISION**

DREW J. BAUMAN and)
LAW OFFICE OF DREW J. BAUMAN)

Plaintiffs)

v.)

THE HANOVER INSURANCE GROUP,)
THE HANOVER INSURANCE COMPANY)
AND USI INSURANCE SERVICES, LLC)

Defendants

Case No.: 2:22-cv-4551

Judge Claire C. Cecchi

Magistrate Judge James B. Clark

**CERTIFICATION OF BRIAN C. DEENEY, ESQ. IN SUPPORT OF DEFENDANTS THE
HANOVER INSURANCE COMPANY and THE HANOVER INSURANCE GROUP
INC.'S MOTION TO DISMISS PLAINTIFFS' COMPLAINT**

BRIAN C. DEENEY, ESQ., of full age, and under penalty of perjury, declares as follows:

1. I am an attorney at law of the state of New Jersey and a partner in the law firm of Lewis Brisbois, Bisgaard & Smith, LLP, counsel to Defendants The Hanover Insurance Company

and the Hanover Insurance Group Inc. (collectively, “Hanover”). I submit this Certification in Support of Hanover’s Motion to Dismiss Plaintiffs’ Complaint.

2. Attached as **Exhibit A** is a certified copy Plaintiffs’ professional liability insurance policy LHY D729578-00 from Hanover Insurance Company for a policy period from 10/17/2018 to 10/17/2019.

3. Attached as **Exhibit B** is a true and correct copy of the Complaint in the action *James Woerner v. Drew J. Bauman, et al*, docket No. MON -L-3086-19.

4. Attached as **Exhibit C** is a true and correct copy of Hanover Insurance Company’s correspondence dated September 18, 2019.

5. Attached as **Exhibit D** is a true and correct copy of the unpublished opinion *ABL Title Ins. Agency, LLC v. Maxum Indem. Co.*, 2022 U.S. Dist. LEXIS 61391 (D.N.J. Mar. 31, 2022).

6. Attached as **Exhibit E** is a true and correct copy of the unpublished opinion *Authentic Title Servs. v. Greenwich Ins. Co.*, 2020 U.S. Dist. LEXIS 215018 (D.N.J. Nov. 17, 2020).

7. Attached as **Exhibit F** is a true and correct copy of the unpublished opinion *Fox v. State Farm Fire & Cas. Co.*, 2021 U.S. Dist. LEXIS 184787 (D.N.J. Sept. 24, 2021).

8. Attached as **Exhibit G** is a true and correct copy of the unpublished opinion *Garmany of Red Bank, Inc. v. Harleysville Ins. Co.*, 2021 U.S. Dist. LEXIS 50985 (D.N.J. Mar. 18, 2021).

9. Attached as **Exhibit H** is a true and correct copy of the unpublished opinion *Helms v. Hanover Ins. Grp. Inc.*, 2021 U.S. Dist. LEXIS 158183 (D.Az Aug. 20, 2021).

10. Attached as **Exhibit I** is a true and correct copy of the unpublished opinion *YAPAK, LLC v. Mass. Bay Ins. Co.*, 2009 U.S. Dist. LEXIS 96361 (D.N.J. Oct. 16, 2009).

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Respectfully submitted,

**LEWIS BRISBOIS BISGAARD &
SMITH LLP**

By: /s/ Brian C. Deeney

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Date: 7/20/22